THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.26197 of 2006

Date: 15th December, 2006

Between :-

Syed Razak .. Petitioner

And

Municipal Corporation of Hyderabad
Rep. By its Commissioner & others .. Respondents

THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.26197 of 2006

ORDER:-

The matter is coming up for *admission.*

2. Heard the Counsel.

3. The Writ Petition is filed for a Writ of Mandamus declaring the notice under Section 402 of the Hyderabad Municipal Corporation Act, 1955, letter No.11/ACP/W8/C5/TPS/MCH/2006 dated 8-12-2006 served on 12-12-2006 from demolishing and evicting the petitioner over the premises bearing Municipal No.8-2-293/82/L/175-A/B/2 (8-2-175/A/B/2) admeasuring 50 sq.yards or 41.8 sq.Mtrs., M.L.A.Colony, Banjara Hills, Hyderabad is arbitrary, illegal, void and violative of Article 14 of the Constitution of India and pass such other suitable orders.

4. It is stated that in reply to the notice, objections had been raised on 14-12-2006 and without considering the objections, respondents 1 and 2 are threatening to evict the petitioner from the subject matter of the Writ Petition.

5. In view of the facts and circumstances, respondents 1 and 2 are hereby directed to consider the objections raised in this regard dt.14-12-2006 and pass appropriate orders. Till the said exercise is completed *status quo* as on today to be maintained.

6. The Writ Petition is disposed of accordingly. No order as to costs.

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Justice P.S.Narayana

15th December, 2006

Note: Operative portion of the order by wire at party's costs

(B/o.smr)